

Sebby Enterprises, Inc. : 130892 MC  
an Illinois corporation :  
dba Two Men and a Truck/DuPage, Will, Kendall :

<u>DATE</u>	<u>ACTION</u>	<u>JUDGE</u> COLE	<u>STAFF</u> Collins Burgess Schafer Matrisch
01/18/2002	Application for Public Carrier Certificate filed by Sebby Enterprises, Inc.		
01/18/2002	SUB 1- Application for Common Certificate filed by Martin Kennedy on behalf of Sebby Enterprises, Inc.		
03/25/2002	Notice of DISMISSAL of application for Public Carrier Certificate, deficient.		
04/03/2002	SUB 1- Set for hearing on June 11, 2002 in Chicago at 9:30 a.m. (Ex. Tate)		
05/09/2002	Filed: Petition for Leave to Intervene filed by affordable Moving Company, Inc., all-American Delivery & Moving, Inc., et al by Attys. Axelrod, Goodman, Steiner & Bazelon.		
05/14/2002	SUB 1- Notice of Administrative Law Judge's Ruling that approved the petition for leave to intervene.		
06/11/2002	SUB 1- Hearing continued to June 12, 2002.		
06/12/2002	SUB 1- Called for hearing by Examiner Tate and continued to August 7, 2002 in Chicago at 1:00 p.m.		
08/01/2002	SUB 1- Hearing to be held on August 7, 2002 has been continued to September 10, 2002 in Chicago at 10:00 a.m.		
09/09/2002	SUB 1- Hearing to be held on September 10, 2002 has been continued to October 9, 2002 in Chicago at 10:00 a.m.		
10/07/2002	SUB 1- Hearing to be held on October 9, 2002 has been continued to October 31, 2002 in Chicago at 11:00 a.m.		
10/31/2002	Heard by Examiner Tate and Taken.		
11/14/2002	SUB 1- Copy of administrative law judge's proposed order mailed to all parties of record.		
05/06/2003	SUB 1- Temporary Public Carrier Certificate/Certificate of Public Convenience and Necessity mailed to Sebby Enterprises, Inc.		
08/28/2003	SUB 3- FILED: Petition to change name on certificate from Sebby Enterprises, Inc. (an IL corporation) to Sebby Enterprise, Inc. dba Two Men and a Truck/DuPage, Will Kendall (an IL corp) and Articles of Incorporation. Return Service via U.S. Mail.		
11/10/2003	SUB 3- Certificate mailed to Sebby Enterprise, Inc. dba Two Men and a Truck/DuPage, Will Kendall (an IL corp).		
12/10/2003	SUB 1- Notice of unsatisfactory compliance audit findings mailed to All Parties of Record. mailed to Sebby Enterprises, Inc. dba Two Men and a Truck/DuPage, Will, Kendall.		
01/07/2004	SUB 1- Request for extension of time on temporary HHG license.		
03/11/2004	SUB 1 – Copy of Employee Board Order of March 10, 2004 granting six-month extension mailed to all parties of record. (Expires July 8, 2004).		
07/07/2004	SUB 1 – Received compliance audit recommendations from ILCC Police that a Permanent Certificate of Public Convenience and Necessity not be issued to Sebby Enterprises, Inc. dba Two Men and a Truck/DuPage, Will, Kendall.		
07/08/2004	SUB 1 – Notice of Expiration of Temporary Authority mailed to All Parties of Record. File returned to pending drawer.		
07/09/2004	SUB 1 – Filed: Request for Hearing by Atty. Martin Kennedy regarding recently issued		

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Notice of Expiration of Temporary Authority for Sebby Enterprises, Inc. dba Two Men and a Truck / DuPage, Will, Kendall, forwarded to REX.

08/03/2004 SUB 1 – Notice of Hearing to be held in Chicago on August 19, 2004 at 9:30 a.m., served on ALL Parties of Record.

08/24/2004 SUB 1 – FILED: Petition for Leave to Intervene by Atty. Rory K. McGinty on behalf of Hagemaster Motor Service, Inc. and Thompson Moving & Storage, Inc. (corrected to John B. Flanigan dba Thompson Moving & Storage), Intervenors. Return Service via U.S. Mail to Atty. McGinty. Petition forwarded to REX.

08/27/2004 SUB 1 – Notice of Hearing to be held in Chicago on September 19, 2004 at 1:30 pm., served on all Parties of Record via U.S. Mail and interoffice mail.

08/30/2004 SUB 1 – FILED: Motion to Strike Petition to Intervene by Atty. Martin J. Kennedy, forwarded to REX.

08/30/2004 SUB 1 – FILED: Response to Motion to Strike Petition to Intervene by Atty. Rory K. McGinty on behalf of intervenors Hagemaster Motor Service, Inc. and Thompson Moving and Storage, Inc. (corrected to John B. Flanigan dba Thompson Moving & Storage), forwarded to REX.

09/08/2004 SUB 1 – HEARING set in Chicago on September 14, 2004 at 1:30 p.m., notice served this date to all Parties of Record via U.S. Mail.

09/16/2004 SUB 1 – Per PHONCON with Brenda, Hagemaster Motor Service, Inc. does not desire to be an intervenor in this case and she knows nothing about it. She will call Rory and have a letter SUBmitted by him or herself – RSC

09/20/2004 SUB 1 – HEARING set in Chicago on November 3, 2004 at 1:30 p.m.  
ENTERED: Motion to Strike Petition for Leave to Intervene denied  
ENTERED: Motion for Leave to Intervene granted.  
Notice served this date on all parties of record via U.S. Mail.

10/13/2004 SUB 1 – Hearing set in Chicago on December 20, 2004 at 9:30 a.m.  
ENTERED: Applicant's motion for extension of time from October 5, 2004 through October 19, 2004 to file a Petition for interlocutory review is granted.  
Notice served this date on all parties of record via U.S. Mail.

10/26/2004 SUB 1 – Evidentiary Hearing rescheduled in Chicago on December 13, 2004 at 9:30 a.m. served on all Parties of Record via U.S. Mail.

11/18/2004 SUB 1- FILED: Motion for Leave to File Instanter by Martin J. Kennedy on behalf of Sebby Enterprises, Inc.dba Two Men and a Truck/DuPage, Will, Kendall. Return service via U.S. Mail to Martin J. Kennedy.

11/18/2004 SUB 1- FILED: Motion for Appeal of Ruling of Administrative Law Judge by Martin J. Kennedy on behalf of Sebby Enterprises, Inc. dba Two Men and a Truck/DuPage, Will, Kendall. Return service via U.S. Mail to Martin J. Kennedy.

11/18/2004 SUB 1– Notice of ALJ Rulings. Motion for leave to file an interlocutory appeal instanter is granted. Evidentiary Hearing shall proceed in Chicago on December 13, 2004 at 9:30 a.m. Notice served this date to all Parties of Record via U.S. Mail and interoffice mail.

11/23/2004 SUB 1- FILED: Response to Interlocutory Appeal filed by Rory McGinty on behalf of Hagemaster Motor Service, Inc. and Thompson Moving & Storage. Return Service to Rory McGinty via U.S. Mail.

01/27/2005 SUB 1 – FILED: Request by Atty. Rory K. McGinty to Atty. Martin J. Kennedy to produce at Hearing on February 9, 2005, the following; Mr. Ron Sebby, Copies of all documents pertaining to HHG shipments transported under the involved temporary authority on a Sunday, copies of tariff provisions governing rates for transportation services provided on Sundays, and copies of tariff provisions authorizing charges shown on boxes and

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packing supplies. Forwarded to REX.

02/03/2005 SUB 1 – Hearing continued in Chicago on February 9, 2005 at 9:30 a.m., served this date to all Parties of Record via U.S. and interoffice mail.

02/08/2005 SUB 1 – Hearing continued in Chicago on March 8, 2005 at 9:30 a.m. Notice served this date to all Parties of Record via U.S. and interoffice mail.

03/01/2005 SUB 1 – Hearing scheduled for March 8, 2005 is cancelled. Hearing continued in Chicago on March 10, 2005 at 9:30 a.m. Notice served this date to all Parties of Record via U.S. and interoffice mail.

03/10/2005 SUB 1- Heard and taken by ALJ Cole.

04/21/2005 SUB 1 – Status conference in Chicago on May 9, 2005 at 9:30 a.m. Notice served this date on all Parties of Record via U.S. and interoffice mail.

05/10/2005 SUB 1 – Final Status Conference scheduled in Chicago on June 13, 2005 at 1:30 p.m. Notice served this date on all Parties of Record via U.S. and interoffice mail.

06/06/2005 SUB 1 – ENTERED: Notice of ALJ Ruling, served on all Parties of Record.

06/22/2005 SUB 1 – ENTERED: Agreed Motion to Dismiss by Diana G. Collins.

06/25/2005 SUB 1 – Return service to Diana G. Collins.

08/03/2005 SUB 1 – ENTERED: Commission in Conference Granted Agreed Motion to Dismiss. Petitioner granted a six month extension of temporary household goods operating authority. (Expires February 3, 2006). Petitioner shall pay a civil penalty of two thousand dollars within thirty (30) days. Order served on all Parties of Record.

01/19/2006 SUB 1 – RECEIVED: Compliance audit results and recommendations from ILCC Police and Transportation Staff not to issue a permanent Certificate of Public Convenience and Necessity.

02/06/2006 SUB 2 – ENTERED: Letter from Atty Kennedy to request a hearing in the Administrative Citation of 44382.

02/08/2006 SUB 1: FILED: Emergency Motion to Stay by Martin Kennedy on behalf Sebby Enterprises, Inc. dba Two Men and a Truck/DuPage, Will, Kendall. Return Service to Martin Kennedy.

02/09/2006 SUB 1 – FILED: Notice of Filing by Atty McGinty; Response to Emergency Motion for Stay.

02/17/2006 SUB 2- ENTERED: Hearing scheduled for March 15, 2006, in Chicago at 10:00 a.m. Notice served this date to all parties of record.

02/22/2006 SUB 1- ENTERED: ALJ Rulings and Notice of Continuance of hearing to March 28, 2006 at 9:30 a.m. in Chicago served on all parties of record.

03/01/2006 SUB 1 – ENTERED: Notice of Expiration of Temporary and Denial of Your Application for Permanent Household Goods Authority mailed to Sebby Enterprises, Inc. and all Parties of Record.

03/23/2006 SUB 1 – FILED: by Atty. Martin J. Kennedy, Motion for Continuance. Return Service to Atty. Kennedy.

03/27/2006 SUB 1 – ENTERED: ALJ Notice Granting Petitioner's Motion for Continuance. Hearing scheduled in Chicago on May 9, 2006 at 9:00 a.m. Notice served this date on all Parties of Record.

04/10/2006 SUB 1 – FILED: By Atty. McGinty, Notice of Mailing; Rule 237 Notice.

04/24/2006 SUB 1 – FILED: by Atty. Martin J. Kennedy, Motion to Strike Rule 237 Notice on behalf of Sebby Enterprises, Inc. dba Two Men and a Truck / Dupage, Will, Kendall.

04/26/2006 SUB 1 – Return Service to Atty. Kennedy.

04/26/2006 SUB 1 – ENTERED: Notice of ruling on Motion to Strike Rule 237, denied. Return service to all parties of record.

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04/28/2006 SUB 1 – FILED: bt Atty McGinty, Intervenor's Response to Applicant's Motion to Strike Rule 237 Notice.

05/01/2006 SUB 1 – Return Service to Atty. McGinty.

05/02/2006 SUB 2 – FILED: Staff's Brief in Support of a Finding that Respondent is Guilty of the Violations alleged in Administrative Citation 44382, by Atty Diana G. Collins, SAAG. Return Service to Atty. Collins.

05/08/2006 SUB 2 – FILED by Atty. Kennedy; Notice of Filing; Posthearing brief and in support of Admin. Citation #44382. Return service to Atty. Kennedy.

05/08/2006 SUB 1 – FILED by Atty. Kennedy; Notice of Filing; Interlocutory Appeal of Ruling of Administrative Law Judge. Return service to all parties of record.

05/10/2006 SUB 1 – FILED: by Atty McGinty; Intervenor's Response to Applicant's Interlocutory Appeal. Return Service to Atty. McGinty.

05/11/2006 SUB 1 – Notice served on all parties record on amended service list via U.S. Mail. Oral motion for continuance of May 9, 2006 hearing denied. Petitioner's prayers for relief in its *Interlocutory Appeal of Ruling of Administrative Law Judge* to stay enforcement of the Intervenor's notice to produce, and to stay the evidentiary hearing in this proceeding, are denied. Hearing scheduled in Chicago on May 11, 2006 at 9:00 a.m. and May 19, 2006 at 9:00 a.m.

06/01/2006 SUB 1 – FILED: Entry of appearance by Edward Campbell of Fioretti & Lower Law Offices, Ltd. on behalf of Sebbby Enterprises, Inc., dba Two Men and a Truck/DuPage, Will, Kendall.

06/06/2006 SUB 1 – Return service to all parties of record on Entry of Appearance.

05/10/2006 SUB 2 - ENTERED: Letter Ruling on Citation #44382. Return service to all parties of record.

05/19/2006 SUB 1 – ENTERED: Per ALJ Hearing Report, Petitioner Exhibits #1 and #2 and Exhibits #5 through #22 admitted, Petitioner Exhibits #3 and #4, offered, but not admitted and Petitioner Exhibit #23, withdrawn, and Staff Exhibits #2, #16 and #17 admitted.

06/20/2006 SUB 1 – ENTERED: Hearing Continued in Chicago on July 26, 2006 at 1:00 p.m. and July 27, 2006 at 9:00 a.m. Notice served this date on all Parties of Record.

06/28/2006 SUB 1 – ENTERED: ALJ Report recommending that the Commission Deny Petitioner's Petition for Interlocutory Appeal of Ruling Denying Its Motion to Strike Portions of Intervener's Notice to Produce Witnesses and Documents.

07/07/2006 SUB 1 – ENTERED: ALJ Notice of Hearing dated July 6, 2006 regarding evidentiary Hearing originally scheduled for July 26, 2006 at 1:00 p.m. and July 27, 2006 at 9:00 a.m. have been modified to July 26, 2006 at 1:00 p.m., July 27, 2006 at 1:00 p.m. and July 28, 2006 at 11:00 a.m. Notice served on all Parties of Record.

07/26/06 and 7/27/06 SUB 1 – ENTERED ALJ Hearing Report; to be Continued and Admitted Petitioner Exhibits, Staff Exhibits and Intervenor's Exhibits.

07/28/2006 SUB 1 – Notice of Continuance to August 29, 2006 at 9:00am, August 30, 2006 at 1:00 pm, September 1, 2006 at 9:00 am and September 22, 2006 at 9:00 am at the offices of the Illinois Commerce Commission, 160 North LaSalle, Ste C-800. Return service to all parties of record.

08/25/2006 SUB 1- FILED: Motion for Continuance and Entry of Appearance by Steve Matrisch. Return service to Atty. Matrisch.

Parties of Record	Date Added	Date Removed
<u>Applicant:</u> Sebby Enterprises, Inc. dba Two Men and a Truck / DuPage, Will, Kendall 12407 Rhea Drive, Suite 105 Plainfield, IL 60544 <del>1311 S. Route 59</del> <del>Naperville, IL 60564</del>	New address Per call 9/27/04	09/27/2004
Law Offices of Martin J. Kennedy 39 South LaSalle Suite 1400 Chicago, IL 60603	05/18/2005	
<del>Atty. Martin J. Kennedy</del> <del>350 North LaSalle Street, Suite 800</del> <del>Chicago, Illinois 60610</del>		5/18/05
Edward Campbell Fioretti & Lower Law Offices, Ltd. 39 Sout LaSalle Street, Ste 1400 Chicago, Il 60603	05/19/2006	
<u>Intervenors</u> Law Offices of Rory K. McGinty 5202 Washington, Suite 5 Downers Grove, IL 60515	8/24/04	
Hagemaster Motor Service, Inc. 1326 Halsted St. Chicago Heights, IL 6041	8/24/04	
John B. Flanigan dba Thompson Moving & Storage 15331 South 70 <sup>th</sup> Court Orland Park, IL 60462	8/24/04	

